



Docket No.: 63227 (72039)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: T. Nomura et al.

Confirmation No. 2625

Application No.: 10/530,122

Art Unit: Unknown

Filed: April 1, 2005

Examiner: Unknown

For: IMAGE PROCESSING DEVICE AND IMAGE  
PROCESSING SYSTEM

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**  
**UNDER 37 CFR 1.181**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §1.181, Applicants respectfully petition for withdrawal of the holding of abandonment, which, as indicated on a Notice of Abandonment mailed by the U.S. Patent & Trademark Office on July 12, 2006, was deemed to be abandoned for Applicants' alleged failure to timely file a response to a Notification of Missing Requirements mailed on August 31, 2005.

The Notification of Missing Requirements dated August 31, 2005 was not received by Applicants' representative. Upon searching our prosecution file and docket records, Applicants' representative did not find any evidence of receipt of the Notification.

Attached hereto is a copy of our official docket record as updated on July 19, 2006 to indicate receipt of the Notice of Abandonment. As shown on page 2 of the docket record, the entry for "Notic to File Miss Parts Recd?" is blank, indicating non-receipt of a Notice to File Missing Parts (or the equivalent "Notification of Missing Requirements).

07/24/2006 JBALINAN 00000076 041105 10530122

01 FC:1464 130.00 DA

Also, the entry for "Filing Receipt Received?" is blank, indicating non-receipt of the Official Filing Receipt.

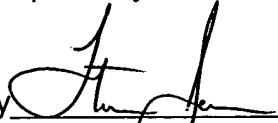
In view of the foregoing evidence showing non-receipt of the Notification of Missing Requirements dated August 31, 2005, withdrawal of the holding of abandonment is respectfully requested.

Also submitted herewith is a Declaration and Power of Attorney and Assignment papers executed by the inventors, along with the required surcharge fee of \$130.00.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 55688 (70904).

Dated: July 19, 2006

Respectfully submitted,

By 

Steven M. Jensen

Registration No.: 42,693

EDWARDS ANGELL PALMER & DODGE LLP

P.O. Box 55874

Boston, Massachusetts 02205

(617) 439-4444

Attorneys/Agents For Applicant



BEST AVAILABLE COPY

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**Country Application**

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Wednesday, July 19, 2006

Page: 1

Case Number: 63227	Country: US	SubCase:
Client: 72039 Numagata & Sumiyoshi	United States of America	
Case Type: ORD	Application Status: Abandoned	
Application Number: 10/530,122	Filing Date: 01-Apr-2005	
Publication Number:	Publication Date:	
Patent Number:	Issue Date:	
Parent/PCT Number: JP03/012561	Parent/PCT Date : 01-Oct-2003	
Parent Patent Number:	Parent Issue Date :	
Tax Schedule: LE	Expiration Date:	
Confirmation Number: 2625	Patent Term Adjustment: 0	
Attorney(s): DGC SMJ		
Agent:		
Agent Reference No.:	Client Reference No: 7622PCT-US	
Tax Start Date:	Client Pays: <input type="checkbox"/>	Location: BOS
PDDocket Number:	First Filing Date: 01-Oct-2002	
Title: IMAGE PROCESSING DEVICE AND IMAGE PROCESSING SYSTEM		
Remarks: Former No3.:		

Also claims priority to Japanese no. 2002-288629 filed Oct. 1, 2002

**Inventors:**

NOMURA, Tatsuo  
FUJIWARA, Katsuyoshi  
OKAMOTO, Yuji  
UEDA, Naofumi  
YOSHIURA, Syoichiro

**Country Application**

Wednesday, July 19, 2006

Page: 2

**List Of Actions**

Action(s) Due	Due Date	Action Taken	
Deadline to file Appln in 3M	01-Jan-2005	Reminder	01-Apr-2005
Deadline to File Appln in 2M	01-Feb-2005	Reminder	01-Apr-2005
Deadline to File Appln in 1M	01-Mar-2005	Reminder	01-Apr-2005
Deadline to File Appln in 2Wks	18-Mar-2005	Reminder	01-Apr-2005
Deadline to File Appln in 1Wk	25-Mar-2005	Reminder	01-Apr-2005
Deadline to File Appln in 3Dys	29-Mar-2005	Reminder	01-Apr-2005
Deadline to File Application	01-Apr-2005	Final	01-Apr-2005
Notic to File Miss Parts Recd?	01-Jun-2005	Reminder	
Filing Postcard Received?	01-Jul-2005	Reminder	19-Apr-2005
Information Disclosure Stmtnt	01-Jul-2005	Final	01-Apr-2005
Filing Postcard Received?	01-Aug-2005	Reminder	19-Apr-2005
Filing Receipt Received?	01-Oct-2005	Reminder	
Information Disclosure Stmtnt	01-Oct-2005	Final	01-Apr-2005
Filing Receipt Received?	01-Nov-2005	Reminder	
Convert to Provisional	01-Apr-2006	Due Date	01-Jan-1930
First Office Action Recd?	01-Jun-2006	Reminder	
Pet to Withdr Holding of Aband	12-Aug-2006	Due Date	
Pet to Withdr Holding of Aband	29-Aug-2006	Reminder	
Pet to Withdr Holding of Aband	05-Sep-2006	Reminder	
Pet to Withdr Holding of Aband	09-Sep-2006	Reminder	
Pet to Withdr Holding of Aband	12-Sep-2006	Final	

User ID: nubinas

Date Created: 31-Mar-2005

Last Update: 19-Jul-2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/530,122	FIRST NAMED APPLICANT Tatsuo Nomura	ATTY. DOCKET NO. 63227(72039)
INTERNATIONAL APPLICATION NO. PCT/JP03/12561		
LA. FILING DATE 10/01/2003		
PRIORITY DATE 10/01/2002		

21874  
EDWARDS & ANGELL, LLP  
P.O. BOX 55874  
BOSTON, MA 02205

**RECEIVED**  
JUL 19 2006  
PATENT & TRADEMARK OFFICE

CONFIRMATION NO. 2625  
371 FORMALITIES LETTER  
\*OC000000016902334\*  
\*OC000000016902334\*

Date Mailed: 08/31/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/01/2005
- Copy of the International Search Report filed on 04/01/2005
- Preliminary Amendments filed on 04/01/2005
- Information Disclosure Statements filed on 04/01/2005
- U.S. Basic National Fees filed on 04/01/2005
- Priority Documents filed on 04/01/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,122	PCT/JP03/12561	63227(72039)

FORM PCT/DO/EO/905 (371 Formalities Notice)



07-21-06

JPA

PTO/SB/20 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/530,122
	Filing Date	April 1, 2005
	First Named Inventor	Tatsuo Nomura
	Art Unit	N/A
	Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	Attorney Docket Number	63227(72039)

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application. <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Part 2 Copy of Notice Return Receipt Postcard Petition to Withdraw Holding of Abandonment Copy of Attorney Docket Record
<b>Remarks</b>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	EDWARDS ANGELL PALMER & DODGE LLP		
Signature			
Printed name	Steven M. Jensen		
Date	July 19, 2006	Reg. No.	42,693



Docket No.: 63227(72039)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Tatsuo Nomura et al.

Application No.: 10/530,122

Confirmation No.: 2625

Filed: April 1, 2005

Art Unit: Unknown

For: IMAGE PROCESSING DEVICE AND  
IMAGE PROCESSING SYSTEM

Examiner: Unknown

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements mailed August 31, 2005, Applicant respectfully submits a Combined Declaration and Power of Attorney and Part 2 Copy of Notice.

Please charge our Deposit Account No. 04-1105 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.16(f). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been



filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 63227(72039).

Dated: July 19, 2006

Respectfully submitted,

By 

Steven M. Jensen

Registration No.: 42,693

EDWARDS ANGELL PALMER & DODGE  
LLP

P.O. Box 55874

Boston, Massachusetts 02205

(617) 439-4444

Attorneys/Agents For Applicant



EDWARDS & ANGELL, LLP  
P.O. Box 55874  
Boston, Massachusetts 02205

Attorney's Docket No.

### DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed at 201) below or an original, first and joint inventor (if plural names are listed at 201-205 below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

#### IMAGE PROCESSING DEVICE AND IMAGE PROCESSING SYSTEM

which is described and claimed in:

- ☐ the specification attached hereto.
- ☒ the specification in U.S. Application Serial Number 10/530,122,  
filed on April 1, 2005.
- ☒ the specification in PCT international application Number PCT/JP2003/012561,  
filed on October 1, 2003; and was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign/PCT Applications and Any Priority Claims Under 35 U.S.C. §119:			
Application No.	Filing Date	Country	Priority Claimed Under 35 U.S.C. §119?
2002-288629	01/October/2002	Japan	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 CFR §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<b>Prior U.S. Applications or PCT International Applications Designating the U.S-Benefit Under 35 U.S.C. §120</b>				
<b>U.S. Applications</b>		<b>Status (Check One)</b>		
<b>Application Serial No.</b>	<b>U.S. Filing Date</b>	<b>Patented</b>	<b>Pending</b>	<b>Abandoned</b>
<b>PCT Applications Designating the U.S.</b>				
<b>Application No.</b>	<b>Filing Date</b>	<b>U.S. Serial No. Assigned</b>		

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)  
(35 U.S.C. §119(e))**

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Applicant	Provisional Application Number	Filing Date

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) with full powers of association, substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

ALL PRACTITIONERS AT CUSTOMER NUMBER 21874, Edwards & Angell, LLP,  
P.O. Box 55874, Boston, MA 02205.

<b>SEND CORRESPONDENCE TO:</b> Edwards & Angell, LLP P. O. Box 55874 Boston, Massachusetts 02205	<b>DIRECT TELEPHONE CALLS TO:</b> David G. Conlin, Reg. No. 27,026 Phone 617-439-4444 Facsimile 617-439-4170 Email DConlin@EdwardsAngell.com
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201	FULL NAME OF INVENTOR	LAST NAME <b>NOMURA</b>	FIRST NAME <b>Tatsuo</b>	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY <b>Soraku-gun, Kyoto</b>	STATE OR FOREIGN COUNTRY <b>Japan</b>	COUNTRY OF CITIZENSHIP <b>Japan</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>6-2-1-6-503, Kizugawadai, Kizu-cho,</b>	CITY <b>Soraku-gun, Kyoto</b>	STATE OR COUNTRY AND ZIP CODE <b>619-0225 Japan</b>
202	FULL NAME OF INVENTOR	LAST NAME <b>FUJIWARA</b>	FIRST NAME <b>Katsuyoshi</b>	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY <b>Sennan-gun, Osaka</b>	STATE OR FOREIGN COUNTRY <b>Japan</b>	COUNTRY OF CITIZENSHIP <b>Japan</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>1-1-22, Satsukigaoka, Kumatori-cho,</b>	CITY <b>Sennan-gun, Osaka</b>	STATE OR COUNTRY AND ZIP CODE <b>590-0445 Japan</b>
203	FULL NAME OF INVENTOR	LAST NAME <b>OKAMOTO</b>	FIRST NAME <b>Yuji</b>	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY <b>Soraku-gun, Kyoto</b>	STATE OR FOREIGN COUNTRY <b>Japan</b>	COUNTRY OF CITIZENSHIP <b>Japan</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>1-32-18, Sakuragaoka, Seika-cho,</b>	CITY <b>Soraku-gun, Kyoto</b>	STATE OR COUNTRY AND ZIP CODE <b>619-0232 Japan</b>
204	FULL NAME OF INVENTOR	LAST NAME <b>UEDA</b>	FIRST NAME <b>Naofumi</b>	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY <b>Soraku-gun, Kyoto</b>	STATE OR FOREIGN COUNTRY <b>Japan</b>	COUNTRY OF CITIZENSHIP <b>Japan</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>5-20-1, Kizugawadai, Kizu-cho,</b>	CITY <b>Soraku-gun, Kyoto</b>	STATE OR COUNTRY AND ZIP CODE <b>619-0225 Japan</b>
205	FULL NAME OF INVENTOR	LAST NAME <b>YOSHIURA</b>	FIRST NAME <b>Syoichiro</b>	MIDDLE NAME
	RESIDENCE & CITIZENSHIP	CITY <b>Ikoma-gun, Nara</b>	STATE OR FOREIGN COUNTRY <b>Japan</b>	COUNTRY OF CITIZENSHIP <b>Japan</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>2-101, 55-1, Higashiando, Ando-cho,</b>	CITY <b>Ikoma-gun, Nara</b>	STATE OR COUNTRY AND ZIP CODE <b>639-1061 Japan</b>

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature of Inventor <b>201</b> <i>Tatsuo Nomura</i>	Signature of Inventor <b>202</b> <i>Katsuyoshi Fujimura</i>
Date: March 30, 2005	Date: March 30, 2005
Signature of Inventor <b>203</b> <i>Ayumi Okamoto</i>	Signature of Inventor <b>204</b> <i>Naobumi Ueda</i>
Date: March 30, 2005	Date: March 30, 2005
Signature of Inventor <b>205</b> <i>Syoichiro Yoshimura</i>	
Date: March 30, 2005	